

UNITED STATES COURTS
SOUTHERN DISTRICT OF TEXAS
FILED

APR 28 2004 JS

MICHAEL N. MILBY, CLERK OF COURT
No. 1446

§ MDL Docket No. 1446

Civil Action No. H-01-3624
and Consolidated, Related
Coordinated Cases

~~~~~

VS.

SSS

**Defendants.**

The DB Entities believe that the time to answer the Amended Complaint was stayed by plaintiffs' filing of their Reconsideration Motion. In an abundance of caution, however, the DB Entities hereby move for an enlargement of time to answer the Amended Complaint as follows:

the DB Entities will submit their answer to the Amended Complaint within thirty days after this Court resolves the Reconsideration Motion.

The DB Entities believe that this enlargement of time is reasonable and will not prejudice any party to this litigation.

### **CONCLUSION**

For the foregoing reasons, the DB Entities respectfully request that the Court grant this unopposed motion and enter an order enlarging the date by which defendants must respond to the Amended Complaint until thirty days after this Court resolves the Reconsideration Motion.

Dated: April 28, 2004

Respectfully submitted,

**BERG & ANDROPHY**

By: 

Joel M. Androphy  
State Bar No. 01254700  
Federal ID No. 1410  
Thomas C. Graham  
State Bar No. 24036666  
Federal ID No. 35394  
3704 Travis  
Houston, Texas 77002-9550  
(713) 529-5622—Telephone  
(713) 529-3785—Facsimile

OF COUNSEL:

Lawrence Byrne  
Owen C. Pell  
Lance Croffoot-Suede  
WHITE & CASE LLP  
1155 Avenue of the Americas  
New York, New York 10036-2787  
(212) 819-8200—Telephone  
(212) 354-8113—Facsimile  
*Attorneys for Deutsche Bank AG, Deutsche  
Bank Securities Inc., and Deutsche Bank  
Trust Company Americas*

**CERTIFICATE OF SERVICE**

On April 28, 2004, I caused a true and correct copy of the foregoing document to be served on all counsel by e-mail and fax in accordance with the Order Regarding Service of Papers and Notice of Hearings, entered by the Court on April 10, 2002.

A handwritten signature in black ink, appearing to be 'TCG', written over a horizontal line.

Thomas C. Graham